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July 2, 2007

VIA EFS WEB

Office of Petitions

P.O. Box 1450

Alexandria, VA 22313-1450

Re:	<u>U.S. Patent Application No. 10/657,029</u>	
Title:	PORTABLE CRANE/ WINCH/HOIST	
Inventor:	Barger, Sr. & Hubbell, Jr.	
Filed:	April 20, 2004	Attorney Docket No.: 15294

Dear Sir:

On June 21, 2007, petitioners received a Decision granting their petition under 37 C.F.R. § 1.181 and consequently withdrawing the holding of abandonment. However, said Decision made no reference to petitioners' request for a refund (which request was set forth in the petition of June 8, 2007) of the fee paid in association with the alternative petition for revival filed under 37 C.F.R. § 1.137.

Our Mr. Barras, an associate of undersigned counsel, contacted Mr. Cliff Congo of the Office of Petitions regarding this apparent oversight. Mr. Congo indicated that, as the petition was granted under § 1.181, no fee was due and a refund of the fee associated with the § 1.137 petition should have been addressed in the Decision. Mr. Congo further noted that the failure to address such a refund in the Decision, and to issue said refund, was an oversight on the part of the Office.

Consequently, as the holding of abandonment was withdrawn pursuant to § 1.181, the petition under § 1.137 was not considered, and a request for refund pursuant to 37 C.F.R. § 1.26 and MPEP § 607.02 was present in the petition of June 8, 2007, the Office should promptly authorize the refund. Further, as the fee was charged to undersigned counsel's deposit account, please remit the refund to said deposit account (No. 03-0937).

If a telephone conference would help to expedite this matter, please feel free to call me at (504) 585-3803.

Very truly yours,

/Raymond G. Areaux/

Raymond G. Areaux
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